

Docket No.: 071971-0548



PATENT

IFW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of	:	Customer Number: 53080
Hideo NAKAGAWA, et al.	:	Confirmation Number: 5215
Application No.: 10/578,003	:	Group Art Unit: 2826
Filed: May 03, 2006	:	Examiner: WILLIAMS, ALEXANDER O.
For: SEMICONDUCTOR DEVICE AND METHOD FOR FABRICATING THE SAME		

**RESPONSE TO RESTRICTION REQUIREMENT**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Noting the Office Action of September 27, 2007 wherein restriction has been required, Applicant hereby elects Species II, identifying Figs. 2a and 2b and claims 1, 3, 6 and 7 as readable thereon for prosecution in the above-identified application.

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 500417 and please credit any excess fees to such deposit account.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP

Michael E. Fogarty  
Registration No. 36,139

**Please recognize our Customer No. 53080  
as our correspondence address.**

600 13<sup>th</sup> Street, N.W.  
Washington, DC 20005-3096  
Phone: 202.756.8000 MEF:MaM  
Facsimile: 202.756.8087  
**Date: October 23, 2007**